

VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE

15294. Adulteration and misbranding of cod liver oil. U. S. v. Zehr & Co. Plea of guilty. Fine of \$100 on each of 4 counts, plus costs; payment of fine on 3 counts suspended. (F. D. C. No. 26741. Sample Nos. 41696-K, 42221-K.)

INFORMATION FILED: October 26, 1949, Northern District of Ohio, against Zehr & Co., a corporation, Pettisville, Ohio.

ALLEGED SHIPMENT: On or about November 19, 1948, and January 20, 1949, from the State of Ohio into the State of Wisconsin.

LABEL, IN PART: "Zerco Cod Liver Oil For Poultry Feeding" and "Zerco Cod Liver Oil * * * Supreme Quality for Fur Bearing Animals."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents, vitamin A and vitamin D, had been in part omitted and abstracted from the articles.

Misbranding, Section 403 (a), the statements "containing 681,000 U. S. P. Units Vitamin A 68,100 A. O. A. C. Units Vitamin D per pound * * * 1,500 U. S. P. Units Vitamin A 150 A. O. A. C. Units Vitamin D per gram," displayed upon the label of the oil for poultry feeding, and the statements "containing 1,135,000 U. S. P. Units Vitamin A. 113,500 A. O. A. C. Units Vitamin D per pound," displayed upon the label of the oil for the fur bearing animals, were false and misleading since the respective portions of the articles contained less than those amounts of vitamins.

DISPOSITION: October 26, 1949. A plea of guilty having been entered, the court imposed a fine of \$100 on each of the four counts of the information, plus costs, and suspended payment of the fine on three counts.

15295. Adulteration and misbranding of vitamin and mineral tablets. U. S. v. 20 Bottles * * *. (F. D. C. No. 27460. Sample No. 29775-K.)

LABEL FILED: July 12, 1949, District of Colorado.

ALLEGED SHIPMENT: On or about May 10 and 16, 1949, from Los Angeles, Calif.

PRODUCT: 20 100-tablet bottles of vitamin and mineral tablets at Denver, Colo.

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, vitamin D, had been in whole or in part omitted from the article.

Misbranding, Section 403 (a), the label statements "6 Tablets * * * contain not less than * * * Vitamin D 2,400 U. S. P. Units * * * 6 Tablets supplies the Daily Adult Minimum Requirement of * * * and 6 Times that of * * * Vitamin D" were false and misleading as applied to the article, which contained less than the declared amount of vitamin D.

The article was adulterated and misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: August 15, 1949. The shipper of the product having executed an Acceptance of Service and Authorization for Taking of Final Decree, judgment of condemnation was entered and the court ordered that the product be destroyed.

15296. Adulteration and misbranding of Multi-Vitalins tablets. U. S. v. 223 Bottles, etc. (F. D. C. No. 27626. Sample No. 27735-K.)

LABEL FILED: August 3, 1949, Southern District of Illinois.